

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE

DAVID DWAYNE HOPKINS,	)	
	)	
Petitioner,	)	
	)	
v.	)	Nos.: 3:11-CR-47-TAV-HBG-1
	)	3:16-CV-620-TAV
UNITED STATES OF AMERICA,	)	
	)	
Respondent.	)	

**ORDER**

For the reasons expressed in the accompanying memorandum opinion filed herewith, it is **ORDERED** and **ADJUDGED** that Petitioner's § 2255 motion [Doc. 41] be and hereby is **GRANTED**. That portion of the Judgment imposed on December 19, 2011 [Doc. 25], which had imposed a term of imprisonment of 180 months at count one of the indictment is **VACATED** and Petitioner's sentence is corrected and reduced to a sentence of "time served" at count one of the indictment. This order shall take effect 10 days from its entry so as to give the Bureau of Prisons time to process Petitioner's release. The Judgment imposed on December 19, 2011 [Doc. 25] further is **AMENDED** to reflect a term of supervised release of 3 years at count one of the indictment. In all other respects, the judgment dated December 19, 2011 [Doc. 25], shall remain in full force and effect. The Clerk's Office is **DIRECTED** to prepare an amended judgment and to **CLOSE** the civil case.

**IT IS SO ORDERED.**

s/ Thomas A. Varlan  
CHIEF UNITED STATES DISTRICT JUDGE

ENTERED AS A JUDGMENT  
s/ Debra C. Poplin  
CLERK OF COURT